

House Engrossed

FILED

KEN BENNETT

SECRETARY OF STATE

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

CHAPTER 137

HOUSE BILL 2306

AN ACT

AMENDING SECTION 41-1080, ARIZONA REVISED STATUTES; RELATING TO LICENSING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1080, Arizona Revised Statutes, is amended to
3 read:

4 41-1080. Licensing eligibility; authorized presence;
5 documentation; applicability; definitions

6 A. After September 30, 2008 AND SUBJECT TO SUBSECTIONS C AND D, an
7 agency or political subdivision of this state shall not issue a license to an
8 individual if the individual does not ~~present~~ PROVIDE DOCUMENTATION OF
9 CITIZENSHIP OR ALIEN STATUS BY PRESENTING any of the following documents to
10 the agency or political subdivision indicating that the individual's presence
11 in the United States is authorized under federal law:

12 1. An Arizona driver license issued after 1996 or an Arizona
13 nonoperating identification license.

14 2. A driver license issued by a state that verifies lawful presence in
15 the United States.

16 3. A birth certificate or delayed birth certificate issued in any
17 state, territory or possession of the United States.

18 4. A United States certificate of birth abroad.

19 5. A United States passport.

20 6. A foreign passport with a United States visa.

21 7. An I-94 form with a photograph.

22 8. A United States citizenship and immigration services employment
23 authorization document or refugee travel document.

24 9. A United States certificate of naturalization.

25 10. A United States certificate of citizenship.

26 11. A tribal certificate of Indian blood.

27 12. A tribal or bureau of Indian affairs affidavit of birth.

28 B. This section does not apply to an individual, if all of the
29 following apply:

30 1. The individual is a citizen of a foreign country or, if at the time
31 of application, the individual resides in a foreign country.

32 2. The benefits that are related to the license do not require the
33 individual to be present in the United States in order to receive those
34 benefits.

35 C. IF, PURSUANT TO SUBSECTION A, AN INDIVIDUAL HAS AFFIRMATIVELY
36 ESTABLISHED CITIZENSHIP OF THE UNITED STATES OR A FORM OF NONEXPIRING WORK
37 AUTHORIZATION ISSUED BY THE FEDERAL GOVERNMENT, THE INDIVIDUAL, ON RENEWAL OR
38 REINSTATEMENT OF A LICENSE, IS NOT REQUIRED TO PROVIDE SUBSEQUENT
39 DOCUMENTATION OF THAT STATUS.

40 D. IF, ON RENEWAL OR REINSTATEMENT OF A LICENSE, AN INDIVIDUAL HOLDS A
41 LIMITED FORM OF WORK AUTHORIZATION ISSUED BY THE FEDERAL GOVERNMENT THAT HAS
42 EXPIRED, THE INDIVIDUAL SHALL PROVIDE DOCUMENTATION OF THAT STATUS.

43 E. For the purposes of this section:

1 1. "Agency" means any agency, department, board or commission of this
2 state or any political subdivision of this state that issues a license for
3 the purposes of operating a business in this state.

4 2. "License" means any agency permit, certificate, approval,
5 registration, charter or similar form of authorization that is required by
6 law and that is issued by any agency for the purposes of operating a business
7 in this state.

APPROVED BY THE GOVERNOR JULY 13, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 13, 2009.